

RECEIVED FEB 18 2004

FORM A

FORM TO BE USED BY A PRISONER IN FILING A COMPLAINT
UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF IOWA

FILED
CEDAR RAPIDS HDQTRS OFFICE
NORTHERN DISTRICT OF IOWA

ETHAN LEE PALMER

MAR 29 2004

By: _____
Deputy

(Enter above the full name of the
plaintiff or plaintiffs in this
action.)

vs.

COMPLAINT

KERRY DEVINE

JAMES KATCHER

NATHAN CALLAHAN

C04-2011EJM

(Enter above the full name of the
defendant or defendants in this
action, if known.)

(NOTE: If there is more than one plaintiff, a separate sheet should be
attached giving the information in parts I and II below for each plaintiff,
by name.)

I. Previous Lawsuits

- A. Have you begun other lawsuits in state or federal court dealing
with the same facts involved in this action or otherwise relating
to your imprisonment? YES () NO (X)
- B. If your answer to A is YES, please answer the questions below.
(If there is more than one lawsuit, describe the additional
lawsuits on another piece of paper, using the same outline.)

1. Parties to previous lawsuit

Plaintiffs

NA

Defendants

NA

2. Court (if federal court, name the district; if state court, name the county) NA
3. Docket Number NA
4. Name of judge to whom case was assigned NA
5. Disposition, if known (for example: Was the case dismissed? Was it appealed? Is it still pending?)
NA
6. Approximate date of filing lawsuit NA
7. Approximate date of disposition NA

II. Place of Present Confinement BLACK HAWK COUNTY JAIL

- A. Is there a prisoner grievance procedure in this institution?
YES (☒) NO (☐)
- B. Did you present the facts relating to your complaint in the state prisoner grievance procedure? YES (☐) NO (☒)
- C. If your answer is YES,
1. What steps did you take? NA

2. What was the result? NA

- D. If your answer is NO, explain why not I WAS TOLD THEY BY STAFF THEY HAVE NO AUTHORITY OVER MY COMPLAINT
- E. If there is no prisoner grievance procedure in the institution, did you complain to prison authorities? YES (☐) NA NO (☐)

F. If your answer is YES,

1. What steps did you take? NA

2. What was the result? NA

III. Parties

In item A below, place your name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

A. Name of Plaintiff ETHAN LEE PALMER

Address 225 E. 6TH ST (JAIL) 215 LOCUST ST (HOME) WATERLOO, IA 50703

B. Additional Plaintiffs _____

In item C below, place the full name of the defendant in the first blank, his official position in the second blank, and his place of employment in the third blank. Use item D for the names, positions, and places of employment of any additional defendants.)

C. Defendant KERRY DEVINE is employed as INVESTIGATOR at WATERLOO POLICE DEPARTMENT

D. Additional Defendant(s) are/is employed as JAMES KATCHER, COUNTY ATTORNEY at BLACK HAWK COUNTY
NATHAN CALLAHAN, JUDGE, BLACK HAWK COUNTY

IV. Jurisdiction

This complaint is brought pursuant to 42 U.S.C. § 1983, and jurisdiction is based on 28 U.S.C. § 1343(a)(3). Plaintiff(s)

allege(s) that the defendant(s) acted under color of state law with regard to the facts state in Part V of this complaint.

V. State of Claim

(State here as briefly as possible the FACTS of your case. You MUST state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved (for example, other inmates) and state the date and place of all events. Attach an extra sheet if necessary, and write the heading PART V CONTINUED at the top of the sheet. Keep to the facts. Do not give any legal arguments or cite any cases.)

1. KERRY DEVINE ~~NOT GETTING FAIR TRIAL~~ *Not getting fair trial to pursue liberty happens*
A. ON OR ABOUT 12/16/03 DID LIE (SLANDER) TO PAROLE OFFICER JOHN HARRINGTON STATING DEFENDANT ADMITTED TO ROBBERY (I DID NOT NOR DOES SHE SAY IT ANYWHERE IN TRIAL INFORMATION) SHOWING MALICE AND FALSE PRETENSE TO OBTAIN NO BOND HOLD FROM P.O.
B. LIED TO FAMILY MEMBERS (SAME LIE AS A) CAUSING SEVERE DAMAGE TO REPUTATION AND MENTAL HEALTH.
C. OBTAINED COMPLAINT UNDER FALSE PRETENSE 12/16/03 SAYING WITNESS PICKED ME OUT WHEN IN FACT SHE SAID "LOOKED REAL SIMILAR"
D. ARRESTED ME WITHOUT PROBABLE CAUSE BECAUSE "SIMILAR" IN NOT ENOUGH.

VI. Relief E. LIED ON TRIAL INFORMATION SAYING JOSE GARCIA IDENTIFIED ME WHEN IN FACT HE DID NOT.
(State briefly exactly what you want the Court to do for you. Make no legal arguments. Cite no cases or statutes.)

ORDER CASE DROPPED DUE TO LACK OF EVIDENCE, TERMINATION, SUSPENSION OF EMPLOYMENT AND MONETARY AWARD COURT SEES FIT/IF ANY

1. KERRY DEVERE (CONT)

F. UNREASONABLY SEARCHED HOUSE (5 OR 6) IN ONE WEEK PERIOD. 12/9/03 - 12/15/03

G. MALICIOUSLY PROSECUTING CASE EVEN THOUGH NO PHYSICAL EVIDENCE, PRINTS RECOVERED NOT MATCH AND I.D. ONLY SIMILAR.

2. JAMES KATCHER

A. FILED KNOWINGLY FALSE TRIAL INFORMATION WITH COURT WHEN SAYING GARCIA SAW ME AT PHONE

B. THREATENED FIANCE WITH CRIMINAL CHARGES IF SHE DON'T TELL HIM WHAT HE WANTED TO HEAR.

C. CONTINUES TO PRESS CASE WITH NO EVIDENCE OR LEGAL MERIT.

3. NATHAN CALLAHAN

A. SET UNREASONABLE BOND OF \$200,000

B. SAID IN OPEN COURT, "YOU BOUGHT THE BIG TICKET THIS TIME." AREN'T I INNOCENT UNTIL PROVEN GUILTY? HOW CAN I POSSIBLY GET A FAIR TRIAL WHEN JUDGE, DA AND DETECTIVES DON'T CARE THAT I'M INNOCENT? 12/17/03

I ALSO WANT PEOPLE HELD RESPONSIBLE FOR
THEIR ACTIONS. WHAT IS GOING ON IN THE
JUDICIAL SYSTEM IN BLACK HAWK COUNTY IS NOT
JUSTICE. THEY DO NOT FOLLOW ANY MORAL OR ETHIC CODE.

VII. Statement Regarding Assistance in Preparing This Complaint

A. Did any person other than a named plaintiff in this action assist you in preparing this complaint? YES () No (X)

B. If your Answer is YES, name the person who assisted you.

C. Signature of person who helped prepare complaint.

(Date)

(Signature)

VIII. Signature(s) of Plaintiff(s)

Signed this 12 day of FEBRUARY, 2004

Ethan J. Palmer
(Signature)

Signatures of additional Plaintiffs, if any: